

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

DONALD W. STRECK,

Petitioner,

v.

3:05-cv-385

STATE OF TENNESSEE,

Respondent.

**MEMORANDUM AND ORDER**

This is a petition for the writ of habeas corpus pursuant to 28 U.S.C. § 2254. On motion of petitioner, attorney Bruce E. Poston was appointed to represent the petitioner. Petitioner has now filed *pro se* motions for an evidentiary hearing and for summary judgment. Because petitioner is represented by counsel, the court's local rule prohibits him from filing *pro se* motions. E.D.TN. LR83.4(c). Accordingly, petitioner's motions for an evidentiary hearing and for summary judgment [Court File Nos. 36 and 37, respectively] are

**DENIED WITHOUT PREJUDICE.**

**E N T E R:**

s/ Thomas W. Phillips  
United States District Judge